

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE**

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|---|---|--|
| NORTHEAST CONTROLS, INC. and ST. PAUL<br>MERCURY INSURANCE COMPANY, | : | CIRCUIT COURT DOCKET<br>NO. _____        |
|   | : |  |
| Plaintiffs,   | : | DISTRICT COURT DOCKET<br>NO. 06-412      |
|   | : |  |
| v.  | : |  |
|   | : | DISTRICT COURT JUDGE:<br>SUE L. ROBINSON |
| FISHER CONTROLS INTERNATIONAL, LLC,                                 | : |  |
|   | : |  |
| Defendant.  | : |  |

**NOTICE OF APPEAL TO THE U.S. COURT OF APPEALS  
FOR THE THIRD CIRCUIT**

**NOTICE IS HEREBY GIVEN** that Fisher Controls International, LLC, defendant in the above-named case, hereby appeals to the U.S. Court of Appeals for the Third Circuit from the following judgment and orders of the district court:

1. The judgment in favor of Northeast Controls, Inc. and St. Paul Mercury Insurance Company and against Fisher Controls International, LLC entered in this action on January 23, 2008;
2. The Memorandum Order entered in this action on January 18, 2008, (a) granting plaintiffs Northeast Controls, Inc. and St. Paul Mercury Insurance Company's motion for summary judgment and (b) denying defendant Fisher Controls International, LLC's motion for summary judgment, entered in this action on January 18, 2008; and
3. The Order denying Fisher Control International, LLC's Motion to Amend, entered in this action on November 2, 2007.

**MARON MARVEL BRADLEY  
& ANDERSON, P.A.**

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Date: January 29, 2008